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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. CR06-134-RSL  
10 v. )  
11 JERRY COLIN SOLOMON, JR. ) SUMMARY REPORT OF U.S.  
12 Defendant. ) MAGISTRATE JUDGE AS TO  
ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
13

14 An evidentiary hearing on supervised release revocation in this case was scheduled before  
15 me on December 21, 2010. The United States was represented by AUSA Sarah Kate Vaughan  
16 and the defendant by Kevin Peck. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about November 6, 2006 by the Honorable Robert  
18 S. Lasnik on a charge of Sexual Assault of a Minor, and sentenced to thirty-three months custody,  
19 three years supervised release. (Dkt. 32.)

20 The conditions of supervised release included the standard conditions plus the  
21 requirements that defendant abstain from alcohol and participate in alcohol treatment, be  
22 prohibited from entering any establishment where alcohol is the primary commodity for sale,

01 participate in a drug testing program, submit to search, participate in a mental health  
02 program/sexual offender treatment program and make reasonable progress therein, have no  
03 unsupervised contact with minor children, submit to polygraph examination, follow all other  
04 lifestyle restriction or treatment requirements imposed by his therapist, and not possess or use any  
05 sexually explicit material.

06 On September 26, 2008, defendant's supervised release was modified to require  
07 satisfactory participation in a residential reentry program for up to 180 days. (Dkt. 34.)

08 On August 24, 2009, defendant admitted violating the conditions of supervised release  
09 by failing to follow the instructions of his probation officer, failing to register with the state sex  
10 offender registration agency, and failing to report to his probation officer within 72 hours of  
11 release from the federal Bureau of Prisons. (Dkt. 45.) Defendant was sentenced to 10 months in  
12 custody, 26 months supervised release. (Dkt. 49.) Additional conditions required the defendant  
13 to not go to places within 100 feet of an area where minors are known to frequent, have his  
14 residence pre-approved by the probation office, have no direct or indirect contact of any kind  
15 with the victim, and reside in a residential reentry center for up to 120 days.

16 In an application dated December 6, 2010 (Dkt. 50, 51), U.S. Probation Officer Donald  
17 E. Moon alleged the following violations of the conditions of supervised release:

18 1. Committing the crime of Theft 3<sup>rd</sup>, on or about November 1, 2010, in violation of  
19 a general condition not to commit another federal, state, or local crime.

20 2. Associating with persons engaged in criminal activity, Clarissa A. Hill-Old Crow,  
21 on or about November 1, 2010, in violation of standard condition number 9.

22 3. Failing to truthfully answer all inquiries of the probation office on November 5,

2010, in violation of standard condition number 3.

4. Failing to notify the probation office at least ten days prior to any change in residence on or about November 15, 2010, in violation of standard condition number 6.

5. Failing to submit a truthful and complete written report within the first five days of each month for the months of May, June, July, August, and September 2010, in violation of standard condition number 2.

Defendant was advised in full as to those charges and as to his constitutional rights.

Defendant admitted alleged violation 1 and waived any evidentiary hearing as to whether it occurred. The government moved to dismiss alleged violations 2-5.

I therefore recommend the Court find defendant violated his supervised release as alleged in violation 1, and that the Court conduct a hearing limited to the issue of disposition. I recommend the Court dismiss alleged violations 2-5. The next hearing will be set before Judge Lasnik.

Pending a final determination by the Court, defendant has been detained.

DATED this 21st day of December, 2010.



Mary Alice Theiler  
United States Magistrate Judge

cc:	District Judge:	Honorable Robert S. Lasnik
	AUSA:	Sarah Kate Vaughan
	Defendant's attorney:	Kevin Peck
	Probation officer:	Donald E. Moon